

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

K.C. HOPPS, LTD.,

Plaintiff,

vs.

THE CINCINNATI INSURANCE
COMPANY, INC.,

Defendant.

Date: October 28, 2021

Case No. 20-cv-00437-SRB

Day Four

MINUTES OF JURY TRIAL

HONORABLE Stephen R. Bough presiding at Kansas City, Missouri.

Nature of Proceeding: Civil Jury Trial

Time Commenced: 8:03 a.m.

Time Terminated: 2:26 p.m.

Plaintiff: Matthew Lytle, Bradley Wilders
John Schirger and Patrick Stueve

Defendant: Daniel Litchfield
Ericka Hammett and Michael Brown

Remarks:	Witness Testifying
Court in session. Counsel and parties present. Court takes up matters outside the presence of the jury. Court holds instruction conference 8:03 a.m. Court denies defendant's Motion for Judgment as a Matter of Law (Doc. #230) for reasons stated on the record. Court is in recess 8:48 a.m. Counsel and parties present. Jury is seated. Cross examination of Wayne Thomann resumes at 9:01 a.m. Redirect examination begins at 9:13 a.m. Recross examination begins at 9:31 a.m. Redirect examination begins at 9:38 a.m. Witness excused at 9:39 a.m. Defendant rests at 9:39 a.m. Jury is in recess at 9:40 a.m. Counsel and parties present. Court takes up matters outside the presence of the jury. Plaintiff presents argument regarding their Motion for Judgment as a Matter of Law (Doc. #234) at 9:45 a.m. Court denies the motion for the reasons stated on the record. Defendant presents argument regarding their Motion for Judgment as a Matter of Law at the Close of all Evidence (Doc. #235) at 9:51 a.m. Court denies the motion for the reasons stated on the record. Court is in recess at 9:53 a.m. Counsel and parties present. Jury returns to the courtroom at 10:32 a.m. Court reads final instructions at 10:34 a.m. Plaintiff begins closing arguments at 10:53 a.m. Defendant begins closing arguments at 11:39 a.m. Plaintiff begins rebuttal arguments at 12:39 p.m. Court is in recess 12:50 p.m. Jury begins deliberations at 12:58 p.m. Court in session at 1:30 p.m. Counsel and parties present. Court receives four questions from the Jury requesting exhibits, the Court responds in writing and provides the requested exhibits. Court in recess at 1:38 p.m. Court in session at 2:43 p.m. Counsel and parties present. Jury announces that they have reached a verdict. Jury finds in favor of the defendant. Court polls the jury. Jury is released. Court is in recess at 2:46 p.m.	Wayne Thomann 9:01 a.m. – 9:13 a.m. 9:13 a.m. – 9:31 a.m. 9:31 a.m. – 9:38 a.m. 9:38 a.m. – 9:39 a.m.

Court Reporter: Gayle Wambolt

Courtroom Deputy: Tracey Richard